

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2009-002542

08/14/2009

HON. RANDALL H. WARNER

CLERK OF THE COURT

C. Danos

Deputy

IN RE THE MARRIAGE OF  
SHAUNA ROGERS

REBECCA L OWEN

AND

TODD ROGERS

TODD ROGERS  
7978 W YUKON  
PEORIA AZ 85382  
JESSICA M COTTER

FAMILY COURT SERVICES-CCC

MINUTE ENTRY

Courtroom 911 -- East Court Building

3:08 p.m. This is the time set for resolution management conference and temporary orders hearing. Petitioner/Mother Shauna Rogers is present with counsel, Rebecca L. Owen. Respondent/Father Todd Rogers is present with counsel, Jessica M. Cotter.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Agreement for temporary parenting time recited for the record by counsel.

By agreement of the parties, on a temporary basis only, the child shall have parenting time with Father on alternating weekends from Friday at 3:00 p.m. until Sunday at 4:00 p.m. and every week from Wednesday picking up at school until Thursday dropping off at school (or 4:00 p.m. if there is no school). The child shall be with Mother at all other times.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2009-002542

08/14/2009

**TRIAL SETTING**

**IT IS ORDERED** setting Trial to the Court on **November 12, 2009 at 1:30 p.m.**  
(2 hours) in this division before:

**The Honorable Randall H. Warner  
Maricopa County Superior Court  
East Court Building  
101 W. Jefferson  
9<sup>th</sup> Floor, Courtroom 911  
Phoenix, AZ 85003**

Failure of a party to appear may result in the court allowing the party who does appear to proceed by default. Failure of both parties to appear may result in this action being dismissed.

**IT IS FURTHER ORDERED:**

1. **Time Allotted.** Pursuant to Rule 77(C)(5), Arizona Rules of Family Law Procedure, each party presumptively will be allowed half of the available time to present all direct, cross and redirect examination and any argument. For each hour of trial time, this court generally allocates 25 minutes to each party. The parties are expected to complete the trial in the allotted time. If a party believes that more trial time is needed, he or she must file a motion at least 30 days before the trial setting forth good cause to enlarge the trial time. Failure to timely file such a motion will be deemed a waiver of any argument that more trial time is needed.

2. **Pretrial Statements.** The parties shall file and provide this Division with a copy of a **Joint Pretrial Statement** or **Separate Pretrial Statements** pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than 5 days before trial.

The Pretrial Statement shall include:

- a. All information required by Rule 76.
- b. A description of each disputed issue the court must decide, and a statement of each party's position on that issue. Absent good cause shown, failure to list an issue in the Pretrial Statement will be deemed a waiver of that issue.
- c. If there are disputed custody or parenting time issues, a specific proposal for custody and parenting time.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2009-002542

08/14/2009

d. If there are disputed child support issues, a current Parent's Worksheet for Child Support Amount completed by each party.

e. If there are disputed issues regarding property and debt, a detailed Inventory of Property and Debts, including each party's proposed division of property and debts.

f. If spousal maintenance is requested and disputed, each party shall state the amount and duration of spousal maintenance requested.

g. A list of witnesses to be called at trial. Absent good cause shown, failure to list a witness will result in that witness being excluded.

h. A list of exhibits to be used at trial. Absent good cause shown, failure to list an exhibit will result in that exhibit being excluded.

i. A list of objections to the other party's exhibits. Any objection not listed in the Pretrial Statement will be deemed waived.

3. **Trial Exhibits.** Exhibits for use at trial shall be delivered to the Clerk of this Division at least **five (5) days** before trial for marking. **If exhibits are not delivered to the Clerk five days in advance, you may be required to use trial time for the marking of exhibits.** In addition, each party shall deliver a copy of his/her exhibits to the opposing parties at least five days before trial.

The parties should also provide a copy of exhibits to the judge on the day of the trial. This allows the judge to see the exhibits at the same time they are being presented to witnesses.

4. **Settlement.** Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the court as required by Rule 70, Arizona Rules of Family Law Procedure. If the parties reach a full settlement before trial, the court will vacate the trial only if (1) it receives a Notice of Settlement pursuant to Rule 70, Arizona Rules of Family Law Procedure, or (2) both parties inform the court of the settlement in an on-the-record telephonic conference. Oral notification to court staff or voicemail messages left with the court are insufficient. If the parties desire to place agreements on the record, they should contact this Division to schedule a telephonic conference.

5. **Continuances.** Motions to continue the trial filed more than 30 days before trial will not be granted absent a showing of good cause. Motions to continue the trial filed less than 30 days before trial will not be granted absent a showing of extraordinary circumstances.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2009-002542

08/14/2009

6. **Disclosure and Discovery.**

a. Both parties shall complete all disclosure required by Rules 49, 50 and 91, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents and exhibits at least 30 days prior to trial.

b. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure shall be completed 15 days before trial.

7. **Discovery And Other Pre-Trial Disputes.** If the parties have a dispute concerning discovery matters, or any other pre-trial dispute that requires court intervention, they may contact this division to schedule a telephonic conference before filing formal discovery motions. Before such telephonic conference, counsel or the parties shall personally consult with each other to either resolve the dispute or narrow the issues.

8. **Trial Record.** All court proceedings are recorded by audio method and not by a court reporter. Any party may request the presence of a court reporter by contacting this division five (5) business days before the scheduled hearing.

Child support is the only temporary issue to be resolved.

Counsel proceed by avowal.

**IT IS ORDERED** on a temporary basis that Father pay Mother child support in the amount of \$220 plus \$2.25 per month as and for the Clearinghouse Handling Fee for a total of \$222.25 per month through the Support Payment Clearinghouse beginning September 1, 2009.

All payments shall be paid through the Support Payment Clearinghouse, P.O. Box 52107, Phoenix, AZ 85072-2107.

**ISSUED & FILED:** Child Support Worksheet.

**LET THE RECORD REFLECT** an Order of Assignment is initiated electronically by the above-named deputy clerk.

**LET THE RECORD FURTHER REFLECT** the courtroom clerk has updated Father's employer information as reflected on the Current Employer Information form filed.

Until the Order of Assignment becomes effective, it is the responsibility of the party obligated to pay child support to pay the support through the Support Payment Clearinghouse.

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

FC 2009-002542

08/14/2009

The payment should include the case number and/or ATLAS case number, the name of the party paying support, and the name of the party who will receive the payment.

Any change in the paying party's employment and any change in the residential address of either party must be submitted to the Clerk's Office, in writing, within 10 days of the change (A.R.S. § 25-322(C)). Failure to notify the Clerk's Office of any change may be considered contempt of court.

3:25 p.m. Matter concludes.

**IT IS FURTHER ORDERED** signing this minute entry as a formal order of this Court pursuant to Rule 81, Arizona Rules of Family Law Procedure.

/ s / HON. RANDALL H. WARNER

---

JUDICIAL OFFICER OF THE SUPERIOR COURT

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.